

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, April 28, 2015**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, April 28, 2015 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Patrick G. Call, Chairman; Ann English, Vice-Chairman; Richard R. Searle, Member (telephonically)
Staff Michael J. Ortega, County Administrator; Jim Vlahovich, Deputy County Administrator; Arlethe G.
Present: Rios, Clerk of the Board; Elda Orduno, Civil Deputy County Attorney

Chairman Call called the meeting to order at 10:00 a.m.

ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION

PLEDGE OF ALLEGIANCE

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING

PRESENTATION

1. Presentation of Proclamation to Commander James E. Weathers, Military Order of the Purple Heart, Chapter 572, declaring Cochise County a "Purple Heart County".

Chairman Call and Vice-Chairman English presented Commander James E. Weathers, Military Order of the Purple Heart, Chapter 572 with the proclamation declaring Cochise County a "Purple Heart County".

Commander Weathers invited several members of the chapter to receive the proclamation and thanked the Board for partnering with them in this great effort to recognize veterans that have been hurt in combat and those that have given the ultimate sacrifice.

2. Recognize Cochise County child care providers that have completed the Empower Breastfeeding Training Program.

Heather Vaughn, University of Arizona South, Breast Feeding Friendly Childcare Recognition Program representative, gave a presentation regarding the program and the benefits it would have for mothers in Cochise County. She noted it was a flagship program so Cochise County would be the first county to take part.

Vice-Chairman English stated that this was a good program.

CONSENT

Board of Supervisors

3. Approve the Minutes of the regular meeting of the Board of Supervisors of April 14, 2015.
4. Approve a proclamation to proclaim Cochise County as a "Purple Heart County".

5. Approve Agreement of Employment for the County Administrator position for Mr. James E. Vlahovich.
6. Approve the re-appointment of Mr. Andy Salaiz on Board of Adjustment District 2 (BA-2) beginning in January 1, 2015 for a four-year term ending on December 31, 2018.
7. Ratify a letter to U.S. Customs and Border Protection in support of the Proposed Action Alternative within the Draft Environmental Assessment for the Proposed Joint Permanent Air Facility for the United States Customs and Border Protection Office of Air and Marine at Libby Army Airfield, Fort Huachuca, Sierra Vista, Cochise County, Arizona.

County Treasurer

8. Adopt Resolution 15-10 to approve the form and authorize the execution and delivery of an increase of \$5,000,000 to the Line of Credit Limit for Cochise County between the Treasurer of Cochise County and J.P. Morgan Chase.

Court Administration

9. Approve a proclamation to proclaim May 1, 2015 as Law Day in Cochise County.

Elections & Special Districts

10. Approve the appointment of the following persons as Precinct Committeeman for the Republican and Democratic Parties of Cochise County upon the recommendation of the Party Chairs: Republican: Precinct #27 SV Buffalo Soldier: Timothy Charles Cholfin; Precinct #43 SV Yaqui: Kathleen Sue Mitchell; Precinct #44 Tombstone: Mary Ella Cowan. Democratic: Precinct #06 BI Warren: David W. Penrose; Precinct #10 DO Carlson: Diane R. Campas and David E. Campas; Precinct #35 SV Moson: Skyler P. Osborne and Richard Osborne; Precinct #39 SV Soldier Creek: Grace N. Eberly, Gael J. Smejkal, and Chase M. Smejkal; Precinct #43 SV Yaqui: Rebecca A. Lund.

Finance

11. Approve demands and budget amendments for operating transfers.

Warrants Nos. 88649, 88666-88692, 88694-88834, 88843-89005 were issued in the amount of \$1,398,788.29.?

Pursuant to A.R.S. §11-217(C), the published minutes shall include all demands and warrants approved by the Board in excess of one thousand dollars except that multiple demands and warrants from a single supplier or individual under one thousand dollars whose cumulative total exceeds one thousand dollars in a single reporting period shall also be published. The voided warrants are listed below:

<u>Fund</u>	<u>Vendor</u>	<u>Amount</u>
147	McLane, Jody A.	56.56
100	Elghazi, Reza	199.60
505	Cochise County Solid Waste-Petty Cash	200.00
100	Edie, Patricia	39.26

Issued warrants are listed as an attachment at the end of the minutes.

Health & Social Services

12. Approve Amendment 1 to Intergovernmental Agreement (IGA) # ADHS14-071556, STD Services, between the Arizona Department of Health Services and Cochise Health & Social Services, in the amount of \$15,405 for the period of January 1, 2015 through December 31, 2015.

13. Approve renewal of Intergovernmental Agreement (IGA) #YH15-0006-04, between Cochise County and AHCCCS for detention inmate inpatient medical care, extending the contract for the period of January 1, 2015 through December 31, 2015.

Juvenile Probation

14. Approve the Juvenile Accountability Block Grant (JABG), Amendment 1, Subgrantee Agreement No. JB-CSG-14-4365-01 as offered by the Governor's Office of Children Youth and Families (GOCYF) in the amount of \$10,954.09 for the period of January 1, 2015 through September 30, 2015.

Vice-Chairman English moved to approve items 3-14 on the Consent Agenda. Chairman Call seconded the motion and it was approved unanimously.

PUBLIC HEARINGS

Community Development

15. Adopt Zoning Ordinance 15-04 approving Docket Z-15-03 (Griffith), amending the zoning district designation for parcel 117-05-191A to SR-174 from SR-43, pursuant to the request of the Applicant, Michelle Griffith.

Ms. Jesse Drake, Planner II, Community Development, presented this item using a PowerPoint presentation. Ms. Drake gave the background, noted that staff had received one letter in support and one letter in opposition (due to a blocked view), showed pictures of the location, and explained the factors for and against amending the zoning district designation.

Vice-Chairman English noted that she was in favor of these types of plans as they made it easier for home owners to build on their property.

Chairman Call opened public hearing.

No one chose to speak and Chairman Call closed the public hearing.

Vice-Chairman English moved to adopt Zoning Ordinance 15-04 approving Docket Z-15-03 (Griffith), amending the zoning district designation for parcel 117-05-191A to SR-174 from SR-43, pursuant to the request of the Applicant, Michelle Griffith. Supervisor Searle seconded the motion.

Chairman Call called for vote and it was approved 3-0.

Solid Waste

16. Adopt Resolution 15-09 to increase the \$55.00 a ton Tipping Fee by \$2.75 to \$57.75 for Fiscal Year 2015-16 effective July 1, 2015 and increase an additional \$2.75 a ton to \$60.50 for Fiscal Year 2016-17 effective July 1, 2016.

Mr. Michael Ortega, County Administrator, presented this item. Mr. Ortega gave the background, explained that the Rate Review Advisory Board (RRAB) was recommending that the Board increase the fees over a two year period with a 5% increase per year, and noted that even with the increase the system will still owe the general fund about \$2,000,000. He stated that a major concern for staff and the city managers was replacement costs, fuel costs, and the lack of emergency funds for a catastrophic event. He said that ultimately the policy decision has to be made by the board and that if the Board prefers staff could schedule a work session with the RRAB to discuss concerns.

Chairman Call stated that raising the tipping fee by the recommended amount does not make sense because the County would still be subsidizing the Solid Waste Management program.

Vice-Chairman English stated that it would be useful to meet with the RRAB and noted that she was not ready to approve a new tipping fee.

Mr. Ortega said that he would work with the RRAB to set up a joint work session so both Boards could discuss their concerns.

Supervisor Searle excused himself from the meeting.

Vice-Chairman English moved to table this item to the May 12th regular board meeting. Chairman Call seconded the motion.

Chairman Call called for vote and it was approved 2-0-1 (Searle absent).

ACTION

Community Development

17. Approve Intergovernmental Agreement (IGA) 11-052-I Amendment 2 between the State of Arizona and Cochise County for the Davis Road Drainage and Realignment Project.

Ms. Karen Riggs, Highway & Floodplain Director, presented this item. Ms. Riggs gave the background and noted that this was an amendment to an already approved IGA that would shift the federal funding sources between projects. She added that there would be no changes to the County match and that all documents are ready to be filed. She also said that after this approval the project would go out to bid and she estimated that construction would begin in September 2015.

Vice-Chairman English moved to approve Intergovernmental Agreement (IGA) 11-052-I Amendment 2 between the State of Arizona and Cochise County for the Davis Road Drainage and Realignment Project. Chairman Call seconded the motion.

Chairman Call called for the vote and it was approved 2-0-1 (Searle absent).

County Sheriff

18. Approve a contract for Stone Garden funding from the Department of Homeland Security (DOHS) for reallocated funding from fiscal year 2013 in the amount of \$189,000 in Overtime and Mileage to be utilized before July 31, 2015.

Chairman Call noted that this item was removed from the agenda at the request of Sheriff Dannels.

Health & Social Services

19. Approve the new Provider Contract, Title 36 Mental Health Services, between Cochise Health & Social Services and UHS of Tucson, LLC, dba; Palo Verde Behavioral Health, a Delaware Limited Liability Company, which is a Level 1 inpatient psychiatric facility, effective April 28, 2015 through June 30, 2016, unless further extended pursuant to the provisions of Article 7.

Ms. Mary Gomez, Health & Social Services Director, presented this item. Ms. Gomez said that she would be presenting items 19-21 together and noted that this item was for mental health services out of Tucson and item 20 and 21 were local providers.

Vice-Chairman moved to approve the new Provider Contract, Title 36 Mental Health Services, between Cochise Health & Social Services and UHS of Tucson, LLC, dba; Palo Verde Behavioral Health, a Delaware Limited Liability Company, which is a Level 1 inpatient psychiatric facility, effective April 28, 2015 through June 30, 2016, unless further extended pursuant to the provisions of Article 7. Chairman Call seconded the motion.

Chairman Call called for the vote and it was approved 2-0-1 (Searle absent).

20. Approve a Memorandum of Understanding for Sharing of Hospital Discharge Data, between Cochise Health & Social Services and the Arizona Department of Health Services, for a period of three years through April 27, 2018, unless terminated, cancelled or extended as provided for within the agreement.

This item was presented in conjunction with item 19.

Vice-Chairman English moved to approve a Memorandum of Understanding for Sharing of Hospital Discharge Data, between Cochise Health & Social Services and the Arizona Department of Health Services, for a period of three years through April 27, 2018, unless terminated, cancelled or extended as provided for within the agreement. Chairman Call seconded the motion.

Chairman Call called for the vote and it was approved 2-0-1 (Searle absent).

21. Approve the new Provider Contract, Title 36 Mental Health Services, between Cochise Health & Social Services and RCHP-Sierra Vista, Inc., dba Sierra Vista Regional Healthcare Center/Canyon Vista Medical Center, which is a Level 1 psychiatric facility, effective April 23, 2015 through April 22, 2018, unless further extended pursuant to the provisions of Article 7.

This item was presented in conjunction with item 19.

Vice-Chairman English moved to Approve the new Provider Contract, Title 36 Mental Health Services, between Cochise Health & Social Services and RCHP-Sierra Vista, Inc., dba Sierra Vista Regional Healthcare Center/Canyon Vista Medical Center, which is a Level 1 psychiatric facility, effective April 23, 2015 through April 22, 2018, unless further extended pursuant to the provisions of Article 7. Chairman Call seconded the motion.

Chairman Call called for the vote and it was approved 2-0-1 (Searle absent).

CALL TO THE PUBLIC

Chairman Call opened the Call to the Public.

Mr. Jack Cook addressed the Board on matters of personal concern.

Mr. Benny Scott, Bisbee citizen, addressed the Board regarding County Attorney's involvement in certain issues.

No one else chose to speak and Chairman Call closed the Call to the Public.

This is the time for the public to comment. Members of the Board may not discuss items that are not specifically identified on the agenda.

REPORT BY MICHAEL J. ORTEGA, COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Ortega noted that this would be his last meeting as County Administrator since Mr. Vlahovich would take over on May 1, 2015. He thanked the Board for their guidance and support and staff for their dedication and hard work during tough economic times.

The Board thanked Mr. Ortega for his service over the last eight years to the citizens of Cochise County.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Chairman Call deferred his report.

Report by District 2 Supervisor, Ann English

Vice-Chairman English deferred her report.

Report by District 3 Supervisor, Richard Searle

Supervisor Searle was not present during this portion of the meeting.

8.

Chairman Call adjourned the meeting at 10:54 a.m.

APPROVED:

Patrick G. Call, Chairman

ATTEST:

Arlathe G. Rios, Clerk of the Board